

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

GARY FLUTE, SR.,

Plaintiff,

vs.

HARLEY G. LAPPIN,

Defendant.

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CIVIL NO. 09-016-GPM

JUDGMENT IN A CIVIL CASE

This action came before the Court, District Judge G. Patrick Murphy, and the following decision was reached:

IT IS ORDERED that Plaintiff **GARY FLUTE, SR.**, shall recover nothing, and the action be **DISMISSED on the merits**.

DATED: 03/24/09

JUSTINE FLANAGAN, ACTING CLERK

By: s/ Linda M. McGovern
Deputy Clerk

APPROVED: s/ *G. Patrick Murphy*
G. Patrick Murphy
United States District Judge